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    Attorneys for Plaintiffs JAREK MOLSKI
    and DISABILITY RIGHTS ENFORCEMENT,
 6
    EDUCATION SERVICES
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 8
                            UNITED STATES DISTRICT COURT
 9
                         NORTHERN DISTRICT OF CALIFORNIA
10
    JAREK MOLSKI, an individual; and
                                             CASE NO. C04-4488 HRL
    DISABILITY RIGHTS ENFORCEMENT, )
    EDUCATION, SERVICES:HELPING
11
                                             STIPULATION OF DISMISSAL AND
    YOU HELP OTHERS, a California public
                                             12
    benefit corporation,
                                              (MODIFIED BY THE COURT)
13
          Plaintiffs.
14
    v.
    FRIAR TUCK'S RESTAURANT;
15
    GREGORY ALAN CELLITTI, an
    individual dba FRIAR TUCK'S
16
    RESTAURANT,
17
          Defendant.
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19
          The parties, by and through their respective counsel, stipulate to dismissal of this action
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    in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Outside of the terms of the
21
    Settlement Agreement and General Release ("Agreement"), each party is to bear its own costs
22
    and attorneys' fees. The parties further consent to and request that the Court retain jurisdiction
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    over enforcement of the Agreement. See Kokonen v. Guardian Life Ins. Co., 511 U.S. 375
24
    (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement
25
    agreements).
26
          Therefore, IT IS HEREBY STIPULATED by and between parties to this action
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    through their designated counsel that the above-captioned action be and hereby is dismissed
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with prejudice pursuant to Federal Rules of Civil Procedure section 41(a)(1).

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1	This stipulation may be executed in counterparts, all of which together shall constitute	
2	one original document.	
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4	Dated: August 4, 2005	MAS E. FRANKOVICH, COFESSIONAL LAW CORPORATION
5		OFESSIONAL LAW CORPORATION
6	6 Pyr	/a/
7	7	/s/ Jessica A. Dayton rneys for Plaintiffs PATRICK CONNALLY DISABILITY RIGHTS ENFORCEMENT,
8	EDU	DISABILITY RIGHTS ENFORCEMENT, ICATION SERVICES
10	Dated: August 4, 2005 LAV	OFFICES OF FENTON & KELLER
11	1 D	
12	2 By: _	Charles R. Keller, Esq
13	RES	rneys for Defendant GREGORY ALAN LITTI, an individual dba FRIAR TUCK'S TAURANT
14		
15	ORD	<u>ER</u>
16	IT IS HEREBY ORDERED that matter is dismissed with prejudice pursuant to	
17 18	until August 8, 2006 Fed.R.Civ.P.41(a)(1). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for	
19	the purpose of enforcing the parties' Settlement Agreement and General Release should such	
20	enforcement be necessary.	
21	1	
22	Dated: August 9_, 2005	
23		loward R. Lloyd
24	Hon UNI	Howard R. Lloyd TED STATES MAGISTRATE JUDGE
25	5	
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27	7	
28	8	